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Attorneys for Defendant
REV. CHARLES EDWARD LEPP

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

CR 04-0317 MHP

Plaintiff,

NOTICE OF MOTION AND MOTION
TO MODIFY TERMS OF PRETRIAL
RELEASE TO ALLOW USE OF
SACRAMENT PURSUANT TO THE
RELIGIOUS FREEDOM
RESTORATION ACT

REV. CHARLES EDWARD LEPP, et al.,

Date: May 31, 2005

Defendants.

Time: 10:00 a.m.

Dept: Judge Patel

TO THE CLERK OF THE ABOVE-ENTITLED COURT, TO THE UNITED STATES
ATTORNEY FOR THE NORTHERN DISTRICT OF CALIFORNIA, AND TO PRE-
TRIAL SERVICES OF THE NORTHERN DISTRICT OF CALIFORNIA:

Defendant Rev. Edward Lepp, through counsel, will and
hereby does move to modify terms of his pretrial release.
Specifically, Rev. Lepp respectfully requests that he be allowed
to use marijuana, which is a sacrament in his religion, while on
pretrial release.

This motion is based on the memorandum of points and
authorities and declaration filed herewith, the files and records
of the case, and such other evidence as may be presented at the
hearing on this motion.

Dated: May 16, 2005

/s/ J. TONY SERRA
J. TONY SERRA